IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

WP(C).No. 9111 of 2006(I)

PETITIONER:
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1. C.R.SIVARAMAN NAIR, AGED 56 YEARS,
AGED 56 YEARS, S/O.THE LATE RAGHAVAN PILLA,
CHERIYAKARAKKADA HOUSE, KILIROOR NORTH P.O.,
KOTTAYAM DISTRICT.

2. P.S.SUSEELA, W/O.C.R.SIVARAMAN NAIR,
CHERIYARAKKAD PUTHENPARAMBIL, KILIROOR NORTH,
KOTTAYAM (DIST).

BY ADV. SRI.C.S.MANU

RESPONDENTS:
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1. THE ASST. REGISTRAR OF CO-OPERATIVE
SOCIETIES, KOTTAYAM.

2. KOTTAYAM CO-OPERATIVE URBAN BANK LTD.
NO.421, KOTTAYAM REPRESENTED BY ITS SECRETARY.

3. THE SECRETARY, KOTTAYAM CO-OPERATIVE
URBAN BANK LTD.NO. 421, KOTTAYAM.

4. THE SPECIAL SALES OFFICER,
KOTTAYAM CO-OPERATIVE URBAN BANK LTD.NO.421,
KOTTAYAM.

BY GOVERNMENT PLEADER SMT. K.R.DEEPA
R2 TO R4 BY ADV. SRI. T.R.HARIKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 9111/2006 I

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE SALE NOTICE DT. 22/2/06 BEARING NO. EA. 436/06 BY THE R3.

EXT.P2. COPY OF THE RECEIPT DT. 28/11/2005 BY THE R2 TO THE P1.

EXT.P3. COPY OF THE REPRESENTATIOND T. 11/3/2006 BY THE PETITIONERS TO THE R1, R3 AND R4.

EXT.P4. COPY OF THE CIRCULAR NO. 9/2006 BY THE REGISTRAR OF CO-OPERATIVE SOCIETIES, TRIVANDRUM.

EXT.P5. COPY OF THE RECEIPT DT. 10/4/06 BY THE R2 TO THE PETITIONER FOR RS. 32,000/-

EXT.P6. COPY OF THE RECEIPT DT. 12/4/06 BY THE R2 TO THE P1 FOR RS. 8,000/-

EXT.P7. COPY OF THE SALE NOTICE DT. 27/1/07 BY THE R4 TO THE PETITIONER.

RESPONDENT'S EXHIBITS **NIL.**

True copy

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KURIAN JOSEPH J.

W.P.(C) No.9111 of 2006

Dated 27th July, 2007.

J U D G M E N T

The prayer is for a direction to the respondent Bank to consider Ext.P3 application for one time settlement scheme. There will be a direction to the second respondent to look into Ext.P3 with notice to the petitioners and take appropriate action thereon in accordance with law, within three months from the date of production of a copy of the judgment. It will be open to the petitioners to take all available contentions before the second respondent. There will be no recovery till action is taken by the second respondent.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 27th July, 2007.